
SENATE BILL No. 198

DIGEST OF INTRODUCED BILL

Citations Affected: IC 12-24.

Synopsis: Charges at state mental health institutions. Changes the way charges are set at state mental health institutions. Repeals provisions concerning the per capita cost of treatment at state mental health institutions and the per capita cost of outpatient services.

Effective: Upon passage.

Miller

January 8, 2007, read first time and referred to Committee on Health and Provider Services.

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First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

SENATE BILL No. 198

A BILL FOR AN ACT to amend the Indiana Code concerning human services.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 12-24-13-4 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 4. (a) Each ~~patient~~
3 in a state institution and the responsible parties of the patient,
4 individually or collectively, shall pay for the ensuing fiscal year an
5 amount not to exceed the per capita cost at that state institution.
6 **establish a charge structure for institutional services and**
7 **treatment. The charge structure must be approved by the director**
8 **of the division before July 1 of each year and, once approved, the**
9 **charge structure must be effective for the following state fiscal**
10 **year.**

11 (b) Except as provided in section 5 of this chapter, each patient in
12 a state institution and the responsible parties, individually or
13 collectively, are liable for the payment of the ~~cost of charges for the~~
14 treatment and maintenance of the patient.

15 SECTION 2. IC 12-24-13-7 IS AMENDED TO READ AS
16 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 7. If a patient in a
17 state institution has insurance coverage that covers hospitalization or



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1 medical services in psychiatric hospitals, all benefits under the
 2 insurance coverage ~~in an amount not to exceed the cost of treatment~~
 3 ~~and maintenance of the patient~~, shall be assigned to the appropriate
 4 division.

5 SECTION 3. IC 12-24-13-10 IS AMENDED TO READ AS
 6 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 10. The appropriate
 7 division shall issue to any party liable under this chapter for any type
 8 of psychiatric service statements of sums due as maintenance charges.
 9 The division shall require the liable party to pay monthly, quarterly, or
 10 otherwise as may be arranged an amount not exceeding the maximum
 11 ~~cost charge~~ as determined under this chapter.

12 SECTION 4. IC 12-24-13-11 IS AMENDED TO READ AS
 13 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 11. The estate of
 14 a patient who receives care, treatment, maintenance, or any other
 15 service furnished by the division at the state's expense is liable for
 16 payment ~~of the cost of the charges as determined under this chapter~~
 17 ~~for~~ the service. The estate is exempt from the requirements of section
 18 10 of this chapter or any part of this chapter directly in conflict with the
 19 intent of the chapter to hold a patient's estate liable for payment.

20 SECTION 5. IC 12-24-14-2 IS AMENDED TO READ AS
 21 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. The billing and
 22 collection of maintenance ~~expenses~~ **charges** under this article shall be
 23 made by the division or a unit of the division designated by the
 24 director.

25 SECTION 6. THE FOLLOWING ARE REPEALED [EFFECTIVE
 26 UPON PASSAGE]: IC 12-24-13-3; IC 12-24-13-8; IC 12-24-13-9.

27 SECTION 7. **An emergency is declared for this act.**

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